

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY SEVENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO : 24157 of 2004

Between:

Nasreen, W/o. Anwar,
R/o. 7-41, Venkatram Reddy Colony, Medchal, R.R.District.

..... PETITIONER

AND

- 1 The Director General of Police, lakdika Pool, Hyderabad.
- 2 The Commissioner of Police, Cyberabad, Lakdi-ka-pool, Hyderabad.
- 3 The Asst. Commissioner of Police, Dundigal, Cyberabad.
- 4 Station House Officer, Police Station, Dundigal, R.R.District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Pass an order or orders one in the nature of writ of mandamus by declaring the action of the respondent No.4 for interfering into the peaceful life of the petitioner including calling the petitioner into the police station without any reason in spite of giving complaint to the higher authorities dt. 15.12.2004 i.e., the respondents 1 to 3 and declare the same as totally illegal, arbitrary against the principle of natural justice.

Counsel for the Petitioner: MR.SURESH SHIV SAGAR

Counsel for the Respondents 1 to 4: GP FOR HOME

The Court at the admission stage made the following :

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ORDER:

The petitioner alleges that respondent No.4 viz., the Station House Officer, Police Station, Dundigal, is interfering with her peaceful life and is indiscriminately calling her to the Police Station. She claims to have submitted a complaint to respondents 1 to 3 on 15.12.2004 narrating the alleged acts of harassment against her.

Heard learned counsel for the petitioner and learned Government Pleader for Home.

From a perusal of the affidavit, it is evident that there was some altercation between herself and Muthawalli of a Darga. Unless a specific complaint is filed against the petitioner by any aggrieved person, the petitioner cannot be required to attend the Police Station. The question as to whether the said Muthawalli had submitted a written complaint to the Police Station cannot be decided at this stage by this Court. There cannot be any justification for the 3rd respondent in interfering with the rights of the petitioner or indiscriminately calling her to the police station, except where a specific case is registered against her.

Hence, the writ petition is disposed of directing that the 4th respondent shall not call the petitioner to the Police station indiscriminately, except where a specific complaint or a case is registered against her. There shall be no order as to costs.

27.12.2004

Note: Issue writ at party's costs.

(B/o)

Jsu

To

- 1 The Director General of Police, Lakdika Pool, Hyderabad.
- 2 The Commissioner of Police, Cyberabad, Lakdi-ka-pool, Hyderabad.
- 3 The Asst. Commissioner of Police, Dundigal, Cyberabad.
- 4 Station House Officer, Police Station, Dundigal, R.R.District.

5 2CCs to the G.P for Home, High Court Buildings, Hyderabad(O.U.T)

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